BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Request of) SUPERIOR EQUIPMENT RENTAL & SALES, INC. For Voluntary Surrender of Certificate or Permit

DOCKET NO. 04-0289

 $_{\underline{ORDER}\ \underline{NO}},\ \underline{24070}$

Filed March 5, 2008 At $\frac{2.30}{\text{o'clock}} P$.M.

Chief Clerk of the Commission

ATTEST: A True Copy KAREN HIGASHI Chief Clerk, Public Utilities Commission, State of Hawaii

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In the Matter of the Request of)

SUPERIOR EQUIPMENT RENTAL

& SALES, INC.

For Voluntary Surrender of

Certificate or Permit

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Docket No. 04-0289

Order No. 24070

ORDER

By this Order, the commission terminates certificate of public convenience and necessity no. 2051-C ("Certificate No. 2051-C"), held by SUPERIOR EQUIPMENT RENTAL & SALES, INC. ("Petitioner"), effective from the date of this Order.

I.

Request to Surrender Common Carrier Authority

By Order No. 23344, filed on April 5, 2007, in this docket, Certificate No. 2051-C, held by Petitioner, was placed on inactive status until April 11, 2008. On February 26, 2008, Petitioner filed a letter requesting commission approval to voluntarily surrender its authority under Certificate No. 2051-C. Under Certificate No. 2051-C, Petitioner is authorized to transport property by motor vehicle over irregular routes on the island of Oahu in the dump truck classification.

Findings and Conclusions

In accordance with Hawaii Revised Statutes ("HRS") § 271-19, operating authority under a certificate of public convenience and necessity may be terminated upon application of the holder. The commission finds good cause to grant Petitioner's request to terminate its authority.

III.

Orders

THE COMMISSION ORDERS:

- 1. Petitioner's authority to transport property under Certificate No. 2051-C is terminated, effective from the date of this Order.
- 2. Petitioner shall remove any markings from the vehicles used in its operations. Petitioner shall comply with the foregoing requirement within fifteen (15) days from the date of this Order.
- 3. If Petitioner fails to comply with the foregoing requirement within the time period specified, it may be subject to penalties pursuant to HRS § 271-27.
- 4. This docket is closed unless otherwise ordered by the commission.

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

Carlito P. Caliboso, Chairman

Cale, Commissioner

Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou Commission Counsel

04-0289.laa

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing <u>Decision and Order No. 24070</u> upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

CATHERINE P. AWAKUNI
EXECUTIVE DIRECTOR
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI 96809

SUPERIOR EQUIPMENT RENTAL & SALES, INC. 86-412C Lualualei Homestead Road Waianae, HI 96792

Wun Higashi
Karen Higashi

MAR - 5 2008

DATED: